SA No. 1407 of 2001
(Old No. 734/1977)

Hon'ble Rajesh Tandon J.

File has been transferred from Allahabad High Court.

None appears for the parties.

In the year 1977 a suit of the plaintiff has been decreed and however the finding has been recorded under Section 3 of the U.P. Act No. 3 of 1947 is not applicable of the building in dispute.

It appears by lapse of time the 2nd appeal has become infructuous and is dismissed.

However liberty is given to the parties to apply for recalling in case cause of action still survives.

(Rajesh Tandon J.)

1-10-2004
M.K